

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1657 – SB 2350

March 11, 2016

SUMMARY OF ORIGINAL BILL: Authorizes municipalities, counties, and metropolitan governments, by local ordinance or resolution, to prohibit smoking on the grounds of any property owned by such entities.

FISCAL IMPACT OF ORIGINAL BILL:

Increase Local Expenditures - Exceeds \$5,500 /Permissive

SUMMARY OF AMENDMENTS (011943, 013292): Amendment 011943 deletes all language except for the effective date clause. Authorizes municipalities in Sullivan County to ban smoking, by local ordinance, on the grounds of any property owned by such entities.

Amendment 013292 adds language to the legislation that authorizes Davidson County to ban smoking, by local ordinance, on the grounds of any property owned by the county.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Increase Local Expenditures –
\$125/One-Time/Sullivan County Municipality/Permissive
\$125/One-Time/Davidson County/Permissive

Assumptions for the bill as amended:

- This bill as amended will only impact local government. No fiscal impact on state government.
- Davidson County and municipalities located in Sullivan County are not required to adopt an ordinance that prohibits smoking on the grounds of property owned by a county or municipality respectively.
- According to information from local sources, pursuant to the provisions of Tenn. Code Ann. § 39-17-1803(a) (commonly known as The Non-Smokers Protection Act), all local government entities currently ban smoking inside government buildings and many ban smoking within a specified distance of doors to local government buildings.

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- The provisions of this bill as amended authorize Davidson County and municipalities in Sullivan County to extend smoking bans to all properties owned by the respective governments.
- Davidson County and municipalities in Sullivan County that pass such an ordinance will use signs to notify the public of the prohibition pursuant to Tenn. Code Ann. § 39-17-1805(a).
- Signs are estimated to cost an average of \$25.
- At least one municipality in Sullivan County will pass an ordinance to prohibit smoking on municipal-owned property and will post at least five signs. The one-time permissive increase in local expenditures is estimated to be \$125 (\$25 x 5).
- Davidson County will pass an ordinance to prohibit smoking on county-owned grounds and will post at least five signs. The one-time permissive increase in local expenditures is estimated to be \$125 (\$25 x 5).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/amj